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10 Attorneys for Plaintiff  
11 SPARKNET HOLDINGS, INC. and  
12 SPARKNET COMMUNICATIONS L.P.

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UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

SPARKNET HOLDINGS, INC., a Nevada  
corporation, SPARKNET  
COMMUNICATIONS, L.P., a Nevada  
partnership,

Plaintiffs,  
v.

ROBERT PERRY, an individual, KRIS  
SWEETON, an individual, INDIE  
RANCH MEDIA, INC., a Colorado  
corporation, NETMIX BROADCASTING  
NETWORK, INC., an unknown entity,  
and JOHN DOES 1-5;

Defendants.

Case No.: CV 08-08510 GHK (PLAx)  
**DECLARATION OF WILLIAM A.  
DELGADO IN SUPPORT OF  
PLAINTIFFS' *EX PARTE*  
APPLICATION FOR SHORTENING  
OF MEET AND CONFER PERIOD  
FOR MOTION FOR  
RECONSIDERATION**

## DECLARATION OF WILLIAM A. DELGADO

I, William A. Delgado, do hereby declare as follows:

4       1. I am an attorney duly licensed to practice law in the State of California  
5 and before this Court and a member of the law firm of Willenken Wilson Loh & Lieb  
6 LLP, counsel of record for Plaintiffs SparkNet Holdings, Inc. and SparkNet  
7 Communications, L.P. in this matter. I make this declaration in support of Plaintiffs'  
8 *Ex Parte* Application for Shortening of Meet and Confer Period for Motion for  
9 Reconsideration. I have personal knowledge of the facts herein and could competently  
10 testify thereto if called as a witness.

11       2.      On July 9, 2009, I provided notice by electronic mail of this *ex parte* to  
12 Pamela Koslyn, counsel for Defendant Robert Perry and Nina Ameri, counsel for Indie  
13 Ranch Media, Inc. and Netmix Broadcasting Network, Inc.

14       3. I also spoke on the telephone with Ms. Koslyn who informed me during  
15 our call, and again by electronic mail later, that Defendant Perry opposes this *ex parte*  
16 application.

17       4.     That day, I also called Ms. Ameri to follow-up with her on my e-mail, but  
18 she was not available to speak to me. As of the time this *ex parte* application was filed,  
19 Indie Ranch Media and Netmix Broadcasting Network had not notified me of their  
20 position.

21 5. Plaintiffs intend to file a Motion for Reconsideration of Disqualification  
22 Order, or, in the Alternative, for Certification to the Ninth Circuit. I met and conferred  
23 with Ms. Koslyn about such a motion on July 8, 2009. As of the date of this *ex parte*  
24 application, I am unaware as to whether Perry will oppose the Motion, but, based on  
25 my conversations with Ms. Koslyn, assume Perry will oppose the Motion.

Executed on the 10<sup>th</sup> day of July, 2009 at Los Angeles, California.

/s William A. Delgado  
William A. Delgado

## **CERTIFICATE OF SERVICE**

I hereby certify that I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the Electronic Service List for this Case.

I also served this document electronically on the following e-mail addresses:

[pkoslyn@koslynlaw.com](mailto:pkoslyn@koslynlaw.com); [nameri@agmblaw.com](mailto:nameri@agmblaw.com).

Respectfully submitted this 10<sup>th</sup> day of July 2009.

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## WILLENKEN WILSON LOH & LIEB LLP

By: s William A. Delgado

William A. Delgado

Attorneys for Plaintiff

SparkNet Holdings, Inc. and

SparkNet Communications, L.P.